

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

KRISTI NEWMYER, an individual;

Plaintiff,

vs.

**ALLSTATE PROPERTY AND CASUALTY
INSURANCE COMPANY,**

Defendant.

8:24CV191

**SECOND AMENDED
CASE PROGRESSION ORDER**

This matter comes before the Court on the Joint Stipulated Motion to Extend Progression Order Deadlines and Good Cause Showing Pursuant to Fed. R. Civ. P. 16(b)(4) ([Filing No. 27](#)). After review of the parties' motion, the Court finds good cause to grant the requested extensions. Accordingly,

IT IS ORDERED that the Joint Stipulated Motion to Extend Progression Order Deadlines and Good Cause Showing Pursuant to Fed. R. Civ. P. 16(b)(4) ([Filing No. 27](#)) is granted, and the amended case progression order is amended as follows:

- 1) The deposition deadline, including but not limited to depositions for oral testimony only under Rule 45, is **September 19, 2025**. The maximum number of depositions that may be taken by the plaintiffs as a group and the defendants as a group is **seven (7)**.
- 2) The planning conference set for August 6, 2025, is cancelled. The trial and pretrial conference will not be set at this time. A planning conference to discuss case progression, dispositive motions, the parties' interest in settlement, and the trial and pretrial conference settings will be held with the undersigned magistrate judge on **September 24, 2025**, at **11:30 a.m.** by telephone. Counsel shall use the conferencing instructions assigned to this case to participate in the conference.
- 3) The deadline for filing motions to exclude testimony on *Daubert* and related grounds is **November 3, 2025**.
- 4) The deadline for filing motions to dismiss and motions for summary judgment is **November 3, 2025**.
- 5) The parties shall comply with all other stipulations and agreements recited in their Rule 26(f) planning report that are not inconsistent with this order.
- 6) All requests for changes of deadlines or settings established herein shall be directed to the undersigned magistrate judge. Such requests will not be considered absent a showing of due diligence in the timely progression of this case and the recent development of circumstances, unanticipated prior to the filing of the motion, which require that additional time be allowed.

Dated this 24th day of July, 2025.

BY THE COURT:

s/Michael D. Nelson
United States Magistrate Judge